

## **REMARKS**

### **STATUS OF CLAIMS**

Claims 1-78 are pending. Claims 1-45 stand rejected under 35 U.S.C. § 102 and/or § 103. See Examiner's Office Action pp.3-6 (05 July 2005). Claims 46-78 are new.

As explained above, Examiner Poinvil and Applicant have had a telephonic interview regarding the pending claims. In light of that telephonic conference, Applicant believes all pending claims are in condition for allowance and respectfully requests that Examiner Poinvil issue a Notice of Allowance on such pending claims.

The Applicant has herein amended and/or added claims. As explained in relation to the Interview Summary above, Applicant has herein amended and/or added claims for reasons other than patentability. Accordingly, Applicant considers all cancellations/amendments herein to be unrelated and/or tangential to patentability.

Insofar as that the Applicant has herein amended/cancelled claims, Applicant has not herein explicitly addressed the rejections and/or statements in Examiner's Office Action. The fact that the rejections and/or statements are not herein explicitly addressed should NOT be taken as an admission of any sort, and Applicant hereby reserves any and all rights to contest such rejections and/or statements at a later time. Specifically, no waiver (legal, factual, or otherwise), implicit or explicit, is hereby intended (e.g., with respect to those facts of which Examiner took Official Notice Applicant hereby contests those facts and requests express documentary proof of such facts at such time at which such facts may become relevant). As one specific example, Applicant expressly disagrees with Examiner regarding the structured-message recitations of the claims, and also disagrees with Examiner statements regarding In Re Hyatt and Applicant's previously unamended claims. Furthermore, although not expressly set forth herein, Applicant continues to assert all points of any previous Office Action, and no waiver (legal, factual, or otherwise), implicit or explicit, is hereby intended.

If the undersigned attorney has overlooked a relevant teaching in any of the references, the Examiner is requested to point out specifically where such teaching may be found. The Examiner is encouraged to contact Mr. Cook by telephone (425) 467-2260 to discuss the above and any other distinctions between the claims and the applied references, if desired. If the Examiner notes any informalities in the claims, he is encouraged to contact Mr. Cook by telephone to expediently correct such informalities.

All of the claims remaining in the application are now clearly allowable. Favorable consideration and a Notice of Allowance are earnestly solicited.

Respectfully submitted,



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DRC:jmb

Enclosures:

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Request for Continued Examination Transmittal

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